FOR MYSORE STATE

Home (1948) Department

Ms. SERIES

P. 419

G.O. No. 4452

Dated 3 12 48

[Despatch Abstract.]

Passport Canada - Indian immigrants to - Immoralis
regulation - letter from the Govt. of India - Recorded

GOVERNMENT OF MADRAS

ABSTRACT.

PASSPORT - Canada - Indian Immigrants to - Immigration requirements - Letter from the Government of India - Communicated.

HOME DEPARTMENT

G.O.Ms. No. 4452 Dated 3rd December, 1948.

Read the following:-

From the Government of India, Ministry of External Affairs and Commonwealth Relations, No.F.7 (60) PVI/48, ~~fayed~~ dated the 26th November, 1948.

Sub: Immigration requirements of Indians proceeding to Canada as Immigrants.

O R D E R:

I am directed to say that it has been brought to the notice of the Government of India that a group of Indians arrived at Hong Kong on their way to Canada as immigrants without being in possession of proper medical documents, and where they had these documents they were not issued in the appropriate form by authorised medical officers. Consequently, the transit of the immigrants to Canada was delayed and they were put to considerable hardship.

2. A copy of section 3 of the Canadian Immigration Act specifying the classes of persons who are treated as prohibited immigrants, is forwarded herewith. An immigrant is also required to be in possession of an X-ray film of his chest and a radiologist's report to establish that he is ~~fuyun~~ free from tuberculosis.

3. It is therefore, requested that, while granting Passport facilities to persons proceddng to Canada as immigrants special care should be taken to see that the persons do not belong to the "Prohibited clases" and that, in particular, they satisfy the medical requirements, especially in regard to tuberculossi and trochoma. The intanding immigrants should generally be required to produce their medical documents for inspection before they are granted passport facilities for Canada.

Sd. A,K. Sen
Under Secretary to the Government of India

PROHIBITED CLASSES.

Prohibited classes of Immigrants.

3. No immigrant, passenger, of other person, unless he is a Canadian citizen, or has Canadian domicile, shall be permitted to enter or land in Canada, or in case of having landed in or entered Canada, shall be permitted to remain therein, who belongs to any of the following classes, hereinafter called "Prohibited Classess":-

Persons mentally defective.

(a) Idiots, imbociles, feeble-minded persons, ~~pr~~ epileptics insane persons, and persons who have been insane at any time previously;

~~P.T.O.~~

Contd.

Diseased persons

(b) Persons afflicted with tuberculosis in any form or with any loathsome disease, or with a disease which is contagious or infectious, or which may become dangerous to the public health whether such persons intended to settle in Canada or only to pass through Canada in transit to some other country. Provided that if such disease is one which is curable within a reasonably short time, such persons may, subject to the regulations in that behalf, if any, be permitted to remain on board ship if hospital facilities do not exist on shore, or to leave ship for medical treatment;

Trachoma

And provided further that a person certified by the examining medical officer as being afflicted with trachoma, shall not be admitted to Canada until a period of at least six months has elapsed from the date a medical officer certifies such person as being apparently cured of such disease.

Persons Physically defective.

(c) Immigrants who are dumb, blind, or otherwise physically defective, unless in the opinion of a Board of Inquiry or officer acting as, such they have sufficient money or have such profession, occupation, trade, employment, o other legitmate made of earning a living tha. they are not liable to become a public charge or unless they belongs to a family accompanying them or already in Canada and which gives security satisfactory to the Minister against such immigrants becoming a public charge.

Criminals

(d) Persons who have been convicted of, or admit having committed any crime involving moral turpitude.

Prostitutes and pimps

(e) Prostitutes and women and girls coming to Candda for any immoral purpose and pimps or persons living on the avails of prostitution;

Procurers.

(f) Persons who procure or attempt to bring into Canada prostitutes or women or girls for the purpose of prostitution or other immoral purpose;

Beggers and vagrants.

(g) Professional beggers or vagrants;

Charity Immigrants.

(h) Immigrants to whom money has been given or loaned by any charitable organisation for the purpose of enabling them to qualify for landing in Canada under this Act, or whose passage to Canada has been paid wholly or in part by any charitable organization, or out of public money unless it is shown that the authority in writin of the Deputy Minister or in case of persons coming from Europe, the authority in writing of the assistant Superintendent of Immigration for Canada, in London, has been obtained for the landing in Canada of such persons and that such authority has been acted upon within a period of sixty days thereafter;

Persons not complying with regulations

(i) Persons who do not fulfil, meet or comply with the conditions and requirements of any regulations which for the time being are in force and applicab- to such persons under this Act:

Public Charges. (j) Persons who in the opinion of the Board of Inquiry or the officer in charge at any port of entry are likely to become a public charge;

Psychopathic inforiority (k) Persons of constitutional psychopathic inforiority.

Chronic alcoholism (l) Persons with chronic alcoholism;

Mentally or Physically defective. (m) Persons not included with any of the foregoing prohibited classes, who upon examination by a medical officer are certified as being mentally or physically defective to such a degree as to affect their ability to earn a living;

Advocates of force or violence against organised government. (n) Persons who believe in or advocate the over throw by force or violence of the Government of Canada or of constituted law and authority, or who disbelieve in or are opposed to organized government, or who advocate the assassination of public officials, or who advocate or teach the unlawful destruction of property;

Members of societies opposed to organized government or advocates of unlawful assault or killing. (o) Persons who are members of or affiliated with any organization entertaining or teaching disbeli in opposition to organized government, or advocating or teaching the duty, necessity, or propriety of the unlawful assaulting or killing of any officer or officers either of specific individuals or of officers generally, of the Government of Canada or of any other organized government, because of his or their official character, or advocating or teaching the unlawful destruction of property;

Spies. (q) Persons guilty of espionage with respect to His Majesty or any of His Majesty's allies;

Conspirators. (r) Persons who have been found guilty of high treason or ~~treason or~~ of conspiring against His Majesty or of assisting His Majesty's enemies in time of war, or of any similar offence against any of His Majesty's allies;

Deported Conspirators. (s) Persons who at any time within a period of ten years from the first day of August, one thousand nine hundred and fourteen, were deported from any part of His Majesty's dominions or from any allied country on account or of treason of of-conspiring against His Majesty's or of any similar offence in connection with the war against any of the allies of His Majesty;

Illiterates. (t) on and after the first day of July, one thousand nine hundred and nineteen, in addition to the foregoing "Prohibited classes" the following persons shall also be prohibited from entering or landing in Canada-Persons over fifteen years of age, physically capable of reading who cannot read the English or the French language or some other language or dialect; Provided that any admissible person or any person heretofore or hereafter legally admitted, or any citizen of Canada, may bring in or send for his father or grandfather, over fifty-five years of age, his wife, his mother, his grandmother or his unmarried or widowed daughter, if otherwise

Exceptions

admissible, whether such relative can read or not and such relative Test of illiteracy shall be permitted to enter; for the purpose of ascertaining whether aliens can read, the immigration officer shall use slips of uniform size propared by direction of the Minister, each containing not less than thirty and not more than forty words in ordinary use printed in plainly legible type in the language or dialect the person may designate as the one in which he desires the examination to be made, and he shall be required to read the words printed on the slip in such language or dialect; but the provisions of this sub-section shall not apply to Canadian citizens and persons who have Canadian domicile to persons in transit through Canada, or to such persons o classes of persons as may from time to time be approved by the Minister.

Members of family accompanying rejected person

(u) Members of a family (including children over as well as under 18 yea of age) accompanying a person who has been rejected, unless in the opinion of the Board of Inquiry no hardship would be involved by separation of the family.

Exception. Deporation, etc. of residents leaving Canada to assist enemy

(u) No resident of Canada, whether he is a canadian, citizen or not, and whether he has a canadian domicile or not who leaves Canada to perform any military or other service for any country then at war with His Majesty, or for the purpos of aiding in any way His Majesty's enemies, shall be permitted land in Canada or remain therein, except with the permission of the Minister.

If any such person as prosecuted for any offence of which he may have been guilty, he shall be liable to undergo any punishment imposed upon him under such prosecution before he is deported.

O R D E R:-

Communicated to the Commissioner of Police, Madras and all District Magistrates for information and guidance.

(By Order of His Excellency the Governor)

P.M. NAYAK.
Deputy Secretary to Government.

To
The Commissioner of Police, Madras.
All District Magistrates .
Copy to Education and Public Health Department.
Copy to Deputy Inspector-General of Police, Railways and C.I.D., and Madras.

/True Copy/Forwarded/By Order/

R. Krishnaswami.
Superintendent.

SUPERINTENDENT

SP/27.5.

Madras Record Office.

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